

40 CFR Parts 144, 264, and 280

[FRL-4894-3]

Standards Applicable to Owners and Operators of Hazardous Waste Treatment, Storage, and Disposal Facilities, Underground Storage Tanks, and Underground Injection Control Systems; Financial Assurance; Letter of Credit

AGENCY: Environmental Protection Agency.

ACTION: Final rule; amendment.

SUMMARY: EPA is amending the regulations related to financial assurance promulgated under Subtitles C and I of the Resource Conservation and Recovery Act (RCRA). Those regulations cite the "Uniform Customs and Practice for Documentary Credits," published by the International Chamber of Commerce. This notice inserts the words "and copyrighted" into the letter of credit instrument to clarify that the International Chamber of Commerce publication is copyrighted material. As a result of this notice, owners and operators using the letter of credit instrument to demonstrate financial assurance must include this additional language.

EFFECTIVE DATE: August 9, 1994.

FOR FURTHER INFORMATION CONTACT: Tom Gorman at (202) 260-1339, Office of General Counsel, U.S. Environmental Protection Agency, 401 M St. SW., Washington, DC 20460.

>>>> Preamble has not been included in this file. <<<<

For the reasons set out in the preamble, chapter I of title 40 of the Code of Federal Regulations is amended as follows:

>>>> Part 144 has not been included because it is not required as part of a State's Hazardous Waste Program. <<<<

PART 264-STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE, AND DISPOSAL FACILITIES

1. The authority citation for part 264 continues to read as follows:

Authority: 42 U.S.C. 6905, 6912(a), 6924, and 6925.

2. In § 264.151, the last sentence in paragraphs (d) and (k) is revised to read as follows:

§ 264.151 Wording of the instruments.

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(d) * * * This credit is subject to [insert "the most recent edition of the Uniform Customs and Practice for Documentary Credits, published and copyrighted by the International Chamber of Commerce," or "the Uniform Commercial Code"].

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(k) * * * This credit is subject to [insert "the most recent edition of the Uniform Customs and Practice for Documentary Credits, published and copyrighted by the International Chamber of Commerce," or "the Uniform Commercial Code"].

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>>>> Part 280 has not been included because it is not required as part of a State's Hazardous Waste Program. <<<<

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